

NEBRASKA DEPARTMENT  
OF INSURANCEBEFORE THE DEPARTMENT OF INSURANCE  
STATE OF NEBRASKA

JUL 24 2003

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STATE OF NEBRASKA  
DEPARTMENT OF INSURANCE,

PETITIONER,

VS.

JEROME J. O'CONNOR, JR.

RESPONDENT.

CONSENT ORDER

CAUSE NO. A-1508

In order to resolve this matter, the Nebraska Department of Insurance ("Department"), by and through its attorney, Keri Schechinger and Jerome J. O'Connor, Jr., ("Respondent"), mutually stipulate and agree as follows:

JURISDICTION

1. The Department has jurisdiction over the subject matter and Respondent pursuant to Neb. Rev. Stat. §44-101.01 and §44-4001, et seq.

2. Respondent was licensed as an insurance agent under the laws of Nebraska at all times material hereto.

STIPULATIONS OF FACT

1. The Department initiated this administrative proceeding by filing a petition styled State of Nebraska Department of Insurance vs. Jerome J. O'Connor, Jr., Cause Number A-1508 on May 23, 2003. A copy of the petition was served upon the Respondent at the Respondent's address registered with the Department by certified mail, return receipt requested.

2. Respondent violated Neb. Rev. Stat. §44-1525(11) as a result of the following conduct:

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NE DEPT OF INSURANCE

- a. On April 28, 2003, Martin Swanson, an attorney for the Nebraska Department of Insurance sent a letter to Respondent requesting that he answer certain questions regarding Department of Insurance File Number: 03-0077.
- b. Kirt Elliott, Respondent's business partner, picked up the certified letter on April 30, 2003.
- c. Fifteen working days had passed and Respondent has not responded to this letter.

3. Respondent was informed of his right to a public hearing. Respondent waives that right, and enters into this Consent Order freely and voluntarily. Respondent understands and acknowledges that by waiving his right to a public hearing, Respondent also waives his right to confrontation of witnesses, production of evidence, and judicial review.

4. Respondent admits the allegations contained in the Petition and restated in Paragraph #2 above.

#### CONCLUSIONS OF LAW

Respondent's conduct as alleged above constitutes a violation of Neb. Rev. Stat. §44-1525(11).

#### CONSENT ORDER

It is therefore ordered by the Director of Insurance and agreed to by Respondent, Jerome J. O'Connor, Jr., that he shall pay an administrative fine of \$750. The fine shall be paid in total within thirty days after the Director of the Department of Insurance affixes his signature to this document and approves said consent agreement. If Respondent fails to pay this fine in the time specified, his Nebraska's insurance producers license shall automatically be suspended indefinitely until his fine is paid and he shall be subject to additional administrative action(s). Additionally, Respondent, Jerome J. O'Connor, Jr.'s license to produce insurance is suspended until he

completely, fully, and satisfactorily answers the Department of Insurance's letter that is the subject matter of this action. Once the Respondent's answer is received and found to be complete and satisfactory, Respondent's suspension shall be lifted.

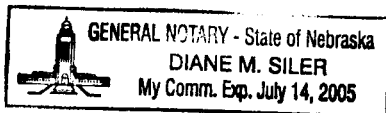
In witness of their intention to be bound by this Consent Order, each party has executed this document by subscribing his or her signature below.

Keri Scheefinger  
 Keri Scheefinger  
 Attorney for Nebraska  
 Department of Insurance  
 941 "O" Street, Suite 400  
 Lincoln, Nebraska 68508  
 (402)417-2201  
7/24/03  
 Date

[Signature]  
 Respondent  
7-22-03  
 Date  
[Signature]  
 Attorney for Respondent  
7.22.03  
 Date

State of Nebraska )  
 County of Douglas ) ss.

On this 22<sup>nd</sup> day of July, 2003, Jerome J. O'Connor, Jr. personally appeared before me and read this Consent Order, executed the same and acknowledged the same to be his voluntary act and deed.

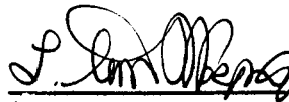


Diane M. Siler  
 Notary Public

I hereby certify that the foregoing Consent Order is adopted as the Final Order of the Nebraska Department of Insurance in the matter of State of Nebraska Department of Insurance vs. Jerome J. O'Connor, Jr., Cause No. A-1508.

STATE OF NEBRASKA


## DEPARTMENT OF INSURANCE

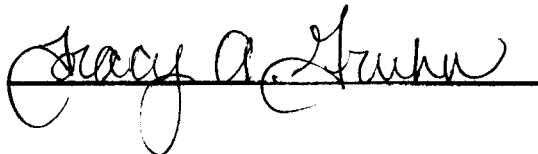
L. TIM WAGNER  
Director of Insurance

7/24/03

Date

## CERTIFICATE OF SERVICE

I hereby certify that a copy of the executed Consent Order was sent to the Respondent, at  
P.O. Box 3721, Omaha, Nebraska 68103, by certified mail, return receipt requested on this   
day of July, 2003.



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